

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 05-957-G/EX03-075C-US)

In the Application of:)
Plowman et al.)
Serial No.: 10/532,547)
International Application No. PCT/US03/33549)
Filing Date: April 22, 2005)
For: MBMS As Modifiers of Branching)
Morphogenesis and Methods of Use)
Examiner: TBD
Group Art Unit: TBD
Confirmation No.: 6196

TRANSMITTAL LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In regard to the above identified application.

1. We are transmitting herewith the attached:
 - a) Petition Under 37 C.F.R. § 1.137(b);
 - b) Copy of Notification of Missing Requirements mailed on August 9, 2005;
 - c) Copy of Notification of Abandonment mailed on July 21, 2006;
 - d) Executed Declarations; and
 - e) Return Postcard.
2. With respect to fees:
 - a) A fee of \$1,500.00 for filing a Petition Under 37 C.F.R. § 1.137(b) and a surcharge fee of \$130.00 is due.
 - b) Enclosed is a check in the amount of \$1,630.00.
 - c) General Authorization: Please charge any underpayment or credit any overpayment our Deposit Account No. 13-2490.

08/30/2006 GFREY1 00000139 10532547
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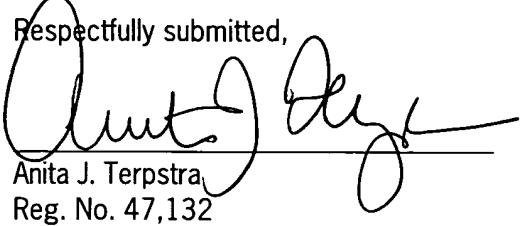
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RECEIVED
5 SEP 2006
Legal Staff
International Division

3. CERTIFICATE OF MAILING UNDER 37 CFR § 1.8: The undersigned hereby certifies that this Transmittal Letter and the papers, as described above, are being deposited with via Express Mail mailing label no. EV839413248US in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 24 day of August, 2006.

Date: August 24, 2006

Respectfully submitted,


Anita J. Terpstra
Reg. No. 47,132



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/532,547	Gregory D Plowman	EX03-075C-US

23500
 PATENT DEPT
 EXELIXIS, INC.
 170 HARBOR WAY
 P.O. BOX 511
 SOUTH SAN FRANCISCO, CA 94083-0511

INTERNATIONAL APPLICATION NO.

PCT/US03/33549

INT'L FILING DATE PRIORITY DATE

10/22/2003 10/29/2002

CONFIRMATION NO. 6198

371 FORMALITIES LETTER



OC000000016724213

Date Mailed: 08/09/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 04/22/2005
- Copy of the International Search Report filed on 04/22/2005
- Biochemical Sequence Diskette filed on 04/22/2005
- Oath or Declaration filed on 04/22/2005
- Biochemical Sequence Listing filed on 04/22/2005
- Request for Immediate Examination filed on 04/22/2005
- U.S. Basic National Fees filed on 04/22/2005
- Priority Documents filed on 04/22/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.16(f) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

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- \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5).

A copy of this notice MUST be returned with the response.

LAMONT M HUNTER

Telephone: (703) 308-9140 EXT 201

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY/DOCKETNO.
10/532,547	PCT/US03/33549	EX03-075C-US

FORM PCT/DO/EO/905 (371: Formalities Notice)

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
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10/532,547	Gregory D Plowman	EX03-075C-US

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 PATENT DEPT
 EXELIXIS, INC.
 170 HARBOR WAY
 P.O. BOX 511
 SOUTH SAN FRANCISCO, CA 94083-0511

DOCKETED

AUG - 3 2006

DUE DATE:
 BY: P

Date Mailed: 07/21/2006

INTERNATIONAL APPLICATION NO.

PCT/US03/33549

I.A. FILING DATE	PRIORITY DATE
10/22/2003	10/23/2002

CONFIRMATION NO. 6196

371
 ABANDONMENT/TERMINATION
 LETTER



OC000000019707379

NOTIFICATION OF ABANDONMENT

The United States Patent and Trademark Office in its capacity as a Designated / Elected Office (37 CFR 1.495) has made the following determination:

- Applicant has failed to respond to the notification of MISSING REQUIREMENTS (Form PCT/DO/EO/905), mailed 08/09/2005 within the time period set therein.

Therefore, the above identified application failed to meet the requirements of 35 U.S.C. 371 and 37 CFR 1.495, and is ABANDONED AS TO THE UNITED STATES OF AMERICA.

LAMONT M HUNTER

Telephone: (703) 308-9140 EXT 201

PART 1 - ATTORNEY/APPLICANT COPY

FORM PCT/DO/EO/909 (371 Abandonment Notice)

DOCKETED
Exelixis, Inc.

JUL 31 REC'D